



MINUTES

Beaumont City Council
Closed Session (5:00 p.m.)
Regular Session (6:00 p.m.)

Beaumont Financing Authority
Beaumont Utility Authority
Beaumont Conservation Authority
Beaumont Successor Agency (formerly RDA)

550 E. 6th Street, Beaumont, California
Tuesday, November 1, 2016

"Materials related to an item on this agenda submitted to the City Council after distribution of the agenda packets are available for public inspection in the City Clerk's office at 550 E. 6th Street during normal business hours"

Any Person with a disability who requires accommodations in order to participate in this meeting should telephone the City Clerk's office at 951-769-8520, at least 48 hours prior to the meeting in order to make a request for a disability-related modification or accommodation.

CLOSED SESSION

Closed Session began at 5:00 p.m.

Place: Beaumont Civic Center
City Hall Bldg Room 5

Roll Call: Mayor Lara, Mayor Pro Tem White, Council Member Condon, Council Member Knight, and Council Member Orozco were present

Action on any requests for excused absence: None

Approval/Adjustments to Closed Session Agenda:

Conflict of Interests Disclosure: None

1. PUBLIC COMMENTS REGARDING CLOSED SESSION

Public Comment opened at 5:00 p.m.

John Halliwill – requesting document regarding future HOA responsibilities of new CFD areas.

Public Comment closed at 5:02 p.m.

Closed session was adjourned at 5:02 p.m. for the Council to privately discuss the matters before them.

REGULAR MEETING

Regular Session began at 6:04 p.m.

Place: Beaumont Civic Center

Roll Call: Mayor Lara, Mayor Pro Tem White, Council Member Condon, Council Member Knight, and Council Member Orozco were present

Report from City Attorney regarding Closed Session Items:

2. Conference with Legal Counsel Regarding Existing Litigation – Pursuant to Government Code Section 54956.9(d)(1) Western Riverside Council of Governments v. City of Beaumont (Case No. RIC 536164) Appeal filed.

No reportable action.

3. Conference with Legal Counsel – Existing litigation pursuant to Government Code Section 54956.9(d)(1) (Sierra Club v. City of Beaumont (Case No. RIC1613142))

**Motion to defend the lawsuit by Mayor Lara
Second by Council Member Knight
Approved by unanimous vote**

Action on any requests for excused absence:	None
Pledge of Allegiance led by	City Manager Todd Parton
Invocation led by	Pastor Mark Brown
Approval/Adjustments to Agenda:	Removal of items 12, 14 and Item 11 to be pulled for discussion.
Conflict of Interests Disclosure:	None
Announcements/Recognitions/Proclamations/Correspondence:	None

PUBLIC COMMENT PERIOD (ITEMS NOT ON THE AGENDA):

Any one person may address the City Council on any matter not on this agenda. If you wish to speak, please fill out a "Public Comment Form" provided at the back table and give it to the City Clerk. There is a three (3) minute limit on public comments. There will be no sharing or passing of time to another person. State Law prohibits the Council from discussing or taking actions brought up by your comments.

Public Comment opened at 6:09 p.m.

Judy Bingham – Spoke regarding various concerns.

Daniel Marmolejo – Spoke regarding the upcoming election as a candidate.

Blair Ball – Spoke regarding staff and agenda items.

Nancy Hall – Spoke regarding various concerns.

Public Comment closed at 6:22 p.m.

ACTION ITEMS/PUBLIC HEARINGS/REQUESTS

Adjournment of the City Council Meeting to the Special Meeting of the City of Beaumont Successor Agency at 6:22 p.m.

**SPECIAL MEETING
CITY OF BEAUMONT UTILITY AUTHORITY**

550 E. 6th Street, Beaumont, California
Tuesday, November 1, 2016

Convene Utility Authority Meeting at 6:22 p.m.

Place: Beaumont Civic Center
City Hall Bldg Room 5

Roll Call: Chairman Lara, Vice Chairman White, Agency Member Knight,
Agency Member Orozco, and Agency Member Condon were present.

Action on any requests for excused absence: **None**
Approval/Adjustments to Agenda: **None**
Conflict of Interests Disclosure: **None**

**2. Approval of Resolutions Affirming and Ratifying Actions Concerning Transfers
from the Wastewater Enterprise Fund**

Staff report given by John Knox of Orrick Law Firm.

Public Comment opened at 6:36 p.m.

Judy Bingham – Spoke in opposition of the item.

Blair Ball – Spoke in opposition of approving the item at this meeting.

Nancy Hall – Spoke in opposition of approving the item at this meeting.

Public Comment closed at 6:43 p.m.

Motion to table this item by Mayor Pro Tem White

Motions dies for lack of second

**Motion to approve Resolution of the Governing Board of the Beaumont Utility
Authority affirming and ratifying actions taken by the City Council concerning
certain transfers from the Wastewater Enterprise Fund by Agency Member Orozco
Second by Chairman Lara
Approved by unanimous vote**

**Adjournment of the November 1, 2016 Meeting of the City of Beaumont's Utility
Authority at 7:04 p.m.**

**RECONVENE
CITY OF BEAUMONT CITY COUNCIL
REGULAR MEETING**

Reconvene Regular Meeting: 7:04 p.m.

COUNCIL REPORTS

This is the portion of the agenda where the City Council will present updates on city actions taken, committee assignments, and training and travel.

Council Member Condon – Attended the Latino Student of the Month Awards and a community event held by the Army Recruitment Agencies.

Council Member Knight – Attended the Nicklaus Park opening, met with the former president of Malawi, Joyce Banda.

Mayor Lara – Attended the College Kickoff at Beaumont High School.

Council Member Orozco – Attended the Nicklaus Park opening.

Mayor Pro Tem White – Reported on his attendance to the League of Cities Conference.

1. **Introduction and Waiver of the First Reading of an Ordinance Adopting an Amendment to the Development Agreement between the City of Beaumont and LV Heartland LLC (16-DA-01), (2) Approval of the Settlement Agreement by and between the City of Beaumont and LV Heartland, LLC and (3) Approval of the memorandum of Understanding by and between the City of Beaumont and LV Heartland, LLC**

Staff report given by Planner, Kyle Warsinski.

Public Hearing opened at 7:47 p.m.

Judy Bingham – Expressed various concerns.

Ron Roy – Expressed concerns regarding approving this item at this meeting.

Nancy Hall – Expressed concerns regarding approving this item at this meeting.

John Halliwill – Expressed concerns regarding police and fire service fees.

Doug Champion – Spoke on behalf of LV Heartland LLC, clarified EIR requirements.

Blair Ball – Spoke in opposition of the item.

Public Hearing closed at 8:01 p.m.

Motion to approve the first reading of an ordinance of the City Council of the City of Beaumont, California, Adopting an Amendment to the Development Agreement between the City of Beaumont and LV Heartland LLC as presented, subject to the findings contained herein and Approve the Settlement Agreement by and between the City of Beaumont and LV Heartland, LLC as presented and Approve the Memorandum of Understanding by and between the City of Beaumont and LV Heartland, LLC as presented by Mayor Pro Tem White

Second by Mayor Lara

Approved by unanimous vote

Mayor Lara called for a five minute break.

3. **Review and Discuss Finance and Audit Committee Duties and Responsibilities**

Staff report given by Treasurer, Nancy Carroll.

Public Comment opened at 8:21 p.m.

***Diana Harris** – Representing as the Chair of the Finance and Audit Committee asked for clarification from Council on the duties and responsibilities for the Finance and Audit Committee*

***Sharon Geiser** – Asked that the Committee be independent of the City Staff and of City Council.*

Public Comment closed at 8:25 p.m.

Consensus to direct staff to put items b-h on the SCO report to be drafted to be included in the ordinance and that the Council Members on the committee not hold chair or vice chair positions.

CITY TREASURER REPORT

Treasurer Carroll gave a summary on the Finance and Audit Committee and Warrants.

CITY MANAGER REPORT

City Manager, Todd Parton introduced himself as the new City Manager.

CITY CLERK REPORT

City Clerk, Julio Martinez gave a summary on his attendance to the Opening of Nicklaus Park, the recent training of the Deputy City Clerk, a summary of the amount of Public Records Requests for the month of October, announced the upcoming recruitment of Planning Commission vacancies.

Consensus to advertize the planning commission recruitment for 45 days prior to bringing the item to Council. It was requested that the item be brought to the December 20, 2016 meeting.

Consensus to take the recommendation from City Manager regarding the placement of the items on the agenda.

CITY ATTORNEY REPORT

CONSENT CALENDAR

Items on the consent calendar are taken as one action item unless an item is pulled for further discussion here or at the end of action items.

4. Ratification of Warrants dated October 20, 2016

5. Approval of Minutes dated Tuesday, November 17, 2015
6. Approval of Minutes dated Tuesday, September 20, 2016
7. Continuation of Public Hearing on Formation of the City of Beaumont Community Facilities District 2016-2
8. Continuation of Public Hearing on Formation of the City of Beaumont Community Facilities District 2016-3
9. Information Only: Potrero Interchange Project Status Report
10. Approval of Request for proposal for Non Consensual Towing Rotation Services
11. Award of Contract – Transit Vehicle Video/Audio System
12. Approval of Agreement to Provide Financial Security for Tract 33096-12
13. Approval of Final Map for Tract #31469-8, and Improvement Agreement for the Survey Monumentation Bond
14. Ratify Amendment to Contract with LRS for Environmental Revalidation Services for Potrero Interchange Project
15. Approval of Request for Proposal (RFP) for a Qualified Consultant to Complete the Septic Conversion Study
16. Approval of an Increase of \$25,000 on the Purchase Order to NAI Consultants of Cathedral City for Analysis of TUMF Eligible Facilities
17. Approval of Canine Inspection Services Agreement
18. Approval of FY2016-17 Lake Elsinore and Canyon Lake Total Maximum Daily Load (TMDL) Task Force Stakeholder Contributions of \$37,421
19. Award of Contract – Feasibility Study for Compressed Natural Gas Fueling Station

Items requested to be pulled: 4, 9, 11, 16,

**Motion to approve the balance by Mayor Lara
Second by Council Member Knight
Approved by unanimous vote**

4. Ratification of Warrants dated October 20, 2016

No speakers

Motion to approve by Mayor Pro Tem White
Second by Mayor Lara
Approved by unanimous vote

11. Award of Contract – Transit Vehicle Video/Audio System

No speakers

Staff report given by Management Analyst, Celina Cabrera

Motion to award the bid with the understanding that the contract would return to Council for approval by Mayor Lara
Second by Council Member Orozco
Approved by unanimous vote

16. Approval of an Increase of \$25,000 on the Purchase Order to NAI Consultants of Cathedral City for Analysis of TUMF Eligible Facilities

No Speakers

Motion to approve by Mayor Pro Tem White
Second by Council Member Condon
Approved by unanimous vote

9. Information Only: Potrero Interchange Project Status Report

Public Comment opened at 9:09 p.m.

Judy Bingham – Expressed concerns.

Bruce McDonald – Representing McDonald Properties, expressed support of the project.

Nancy Hall – Expressed concerns.

Public Comment closed at 9:16 p.m.

Adjournment of the City Council of the November 1, 2016 Meeting at 9:29 p.m.

Minutes respectfully submitted by:
Deputy City Clerk, Nicole Wheelwright
